

groupe cegetel SFR



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ORIGINALLY FILED

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JUN 06 2002

OFFICE OF PETITIONS

Applicant : Arnaud Capitant et al.

Serial No. : 09/332,489

Filed : June 14, 1999

For : PROCESS FOR MAKING REMOTE PAYMENTS FOR THE PURCHASE OF GOODS AND/OR A SERVICE THROUGH A MOBILE RADIOTELEPHONE, AND CORRESPONDING SYSTEM AND MOBILE RADIOTELEPHONE.

### DECLARATION OF HERVE GOSSON

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir,

I, Hervé GOSSON, declare I am the « Intellectual Property Manager » of CEGETEL GROUPE (CEGETEL) the Mother Company of « Société Française du Radiotéléphone » (SFR), a Company organized and existing under the laws of France and having office at 1, Place Carpeaux – 92215 PARIS LA DEFENSE Cedex, France. I am making this Declaration to support filing the above-identified application on behalf of Sophie FREY who has refused to sign the above-identified application.

I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to in any oath or declaration. I acknowledge the duty to disclose information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulation, §1.56.

I claim foreign priority benefits under Title 35, U.S. Code, §119 of French Applications No. 98 07666 filed June 15, 1998 and No. 98 13471 filed October 23, 1998. No corresponding application for patent or inventor's certificate was filed in any country prior to the filing of the applications on which priority is claimed.

I am informed and believe that Sophie FREY is a citizen of France and a resident of Saint Germain en Laye, France and that her residence address is 55, rue de Paris, 78100 Saint Germain en Laye.

Prior to June 14, 1999, Cabinet Patrice Vidon was instructed to file a patent application in the United States of America corresponding to the French Applications No. 98 07666 and 98 13471. The U.S. application was prepared at the direction of Cabinet Patrice Vidon and filed in the United States on June 14, 1999. Subsequent to June 14, 1999, Cabinet Patrice Vidon provided us with certain documents for the U.S. patent application, including a Declaration to be signed by Sophie FREY, a copy of the Declaration being attached as Exhibit A.

After several attempts, on April 10, 2002, again I sent Sophie FREY a registered mail, Exhibit B, requesting that she signs the documents including a copy of the full patent application as filed and return them to us prior to April 26, 2002. Sophie FREY has not returned the signed formal documents to us.

I declare that all statements made herein that are of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date : May 3, 2002

By : Hervé GOSSON

Hervé GOSSON  
Corporate Intellectual Property Manager



Applicant : Arnaud Capitant et al.

Serial No. : 09/332,489

Filed : June 14, 1999

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Assistant Commissioner for Patents  
Washington, D.C. 20231

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I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to in any oath or declaration. I acknowledge the duty to disclose information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulation, §1.56.

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I am informed and believe that Olivier JEAN-MARIE is a citizen of France and a resident of Bazoches, France and that his residence address is 4, résidence Martin, 78490 Bazoches.

Prior to June 14, 1999, Cabinet Patrice Vidon was instructed to file a patent application in the United States of America corresponding to the French Applications No. 98 07666 and 98 13471. The U.S. application was prepared at the direction of Cabinet Patrice Vidon and filed in the United States on June 14, 1999. Subsequent to June 14, 1999, Cabinet Patrice Vidon provided us with certain documents for the U.S. patent application, including a Declaration to be signed by Olivier JEAN-MARIE, a copy of the Declaration being attached as Exhibit A.

After several attempts, on April 10, 2002, again I sent Olivier JEAN-MARIE a registered mail, Exhibit B, requesting that he signs the documents including a copy of the full patent application as filed and return them to us prior to April 26, 2002. Olivier JEAN-MARIE has not returned the signed formal documents to us.

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Date : May 3, 2002

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Assistant Commissioner for Patents  
Washington, D.C. 20231

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I am informed and believe that Arnaud CAPITANT is a citizen of France and a resident of Saint Jean Le Blanc, France and that his residence address is 1, Allée de la Brède, 45650 Saint Jean Le Blanc.

Prior to June 14, 1999, Cabinet Patrice Vidon was instructed to file a patent application in the United States of America corresponding to the French Applications No. 98 07666 and 98 13471. The U.S. application was prepared at the direction of Cabinet Patrice Vidon and filed in the United States on June 14, 1999. Subsequent to June 14, 1999, Cabinet Patrice Vidon provided us with certain documents for the U.S. patent application, including a Declaration to be signed by Arnaud CAPITANT, a copy of the Declaration being attached as Exhibit A.

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Date : May 3, 2002

By : Hervé GOSSON

Hervé GOSSON

Corporate Intellectual Property Manager

## **EXHIBIT A**

- (Same for :**  
- **Mrs. FREY,**  
- **Mr. JEAN-MARIE,**  
- **Mr. CAPITANT)**

MAY 31 2002

COPY OF PAPERS  
ORIGINALLY FILEDDECLARATION FOR UTILITY  
PATENT APPLICATION  
(37 C.F.R. 1.63)

Attorney Docket No.	S828.312-0002
First Named Inventor	Arnaud Capitant

## COMPLETE IF KNOWN

Application Number	09/332,489
Filing Date	June 14, 1999
Group Art Unit	
Examiner Name	

Declaration  
Submitted  
with Initial  
Filing
☒ Declaration  
Submitted after Initial  
Filing (Surcharge  
(37 C.F.R. 1.16(e))  
Required)

As a below named inventor, I hereby declare that my residence, post office address, and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:  
PROCESS FOR MAKING REMOTE PAYMENTS FOR THE PURCHASE OF GOODS AND/OR SERVICE THROUGH A  
MOBILE RADIOTELEPHONE, AND THE CORRESPONDING SYSTEM AND MOBILE RADIOTELEPHONE

the specification of which:

☐ is attached hereto OR

☒ was filed on June 14, 1999 as United States Application Number 09/332,489

☐ and/or PCT International Application Number

☐ and/or was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Certified Copy Attached? Yes No
98 07666	France	June 15, 1998	No
98 13471	France	October 23, 1998	No

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

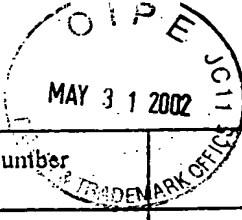
I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is or disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

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Received Time Jan 12 11:39AM



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U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

DIRECT ALL CORRESPONDENCE TO:

Name	Jeffrey D. Shewchuk
Address	Kinney & Lange, P.A. THE KINNEY & LANGE BUILDING 312 South Third Street Minneapolis, Minnesota 55415 United States
Telephone	(612) 339-1863
Fax	(612) 339-6580

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Sole or First Inventor:		
Given Name (First and middle (if any))	Family Name or Surname	
Arnaud	CAPITANT	
Inventor's signature	Date:	
Residence	St. Jean-le-Blanc, France	Citizenship: French
Post Office Address	1, allée de la Brède	
City, State, Country	45650 St. Jean-le-Blanc, France	

Second Inventor:		
Given Name (First and middle (if any))	Family Name or Surname	
Christophe	FRANCOIS	
Inventor's signature	Date:	
Residence	Neuilly-Sur-Seine, France	Citizenship: French
Post Office Address	63, rue Jacques Dulud	
City, State, Country	92200 Neuilly-Sur-Seine, France	

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JUN 06 2002

OFFICE OF PETITIONS

Received Time: Jan. 12. 11:39AM

MAY 31 2002

Third Inventor:	
Given Name (First and middle (if any))	Family Name or Surname
Sophie	FREY
Inventor's signature	Date:
Residence	St.-Germain-en-Laye, France      Citizenship: French
Post Office Address	55, rue de Paris
City, State, Country	78100 St.-Germain-en-Laye, France

Fourth Inventor:	
Given Name (First and middle (if any))	Family Name or Surname
Abdallah	HITTI
Inventor's signature	Date:
Residence	St.-Germain-en-Laye, France      Citizenship: French
Post Office Address	34, rue d'Hermemont
City, State, Country	78100 St.-Germain-en-Laye, France

Fifth Inventor:	
Given Name (First and middle (if any))	Family Name or Surname
Olivier	JEAN MARIE
Inventor's signature	Date:
Residence	Bazoches, France      Citizenship: French
Post Office Address	4, Résidence Martin
City, State, Country	78490 Bazoches, France

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JUN 06 2002

OFFICE OF PETITIONS

<b>Sixth Inventor:</b>	
Given Name (First and middle (if any))	Family Name or Surname
Philippe	LUCAS
Inventor's signature	Date:
Residence	Palaiseau, France      Citizenship: French
Post Office Address	15, rue de l'Abbé Lambert
City, State, Country	91200 Palaiseau, France

<b>Seventh Inventor:</b>	
Given Name (First and middle (if any))	Family Name or Surname
Philippe	MERCIER
Inventor's signature	Date:
Residence	Paris, France      Citizenship: French
Post Office Address	2, rue de Reims
City, State, Country	75013 Paris, France

<b>Elighth Inventor:</b>	
Given Name (First and middle (if any))	Family Name or Surname
Jean-Pierre	WARY
Inventor's signature	Date:
Residence	Bourg-la-Reine, France      Citizenship: French
Post Office Address	3ter, rue André Theuriet
City, State, Country	92340 Bourg-la-Reine, France



**EXHIBIT B**

**(Mrs. FREY)**

**Madame Sophie FREY**  
55, Rue de Paris  
78100 SAINT GERMAIN EN LAYE

Paris La Défense, le 10 avril 2002

**LETTRÉ RECOMMANDÉE AVEC ACCUSE DE RECEPTION**

Nos réf. : 02-049-US4779SF-HG  
Tél. : 01 71 07 61 59  
Fax : 01 71 07 71 05

**Objet :** Demande de brevet US n° 09/332,489 déposée le 14 juin 1999, revendiquant la priorité des demandes de brevet françaises n° 98 13471 déposée le 23/10/98 et n° 98 07666 déposée le 15/06/98  
**«Process for making remote payments for the purchase of goods and/or a service through a mobile radiotelephone and the corresponding system and mobile radiotelephone».**

Chère Madame,

Comme cela vous a déjà été indiqué dans différents courriers antérieurs, vous avez été désignée inventeur lors du dépôt de la demande américaine ci-dessus en objet.

Les procédures de délivrance de brevets aux USA exigent que certains documents soient lus datés et signés par les inventeurs. Dans ce but, vous trouverez en pièces jointes du présent courrier deux formulaires («*Declaration for Utility Patent Application*» et «*Assignment*») ainsi qu'une copie de la demande de brevet américaine telle que déposée.

Nous vous remercions de bien vouloir nous retourner ces deux formulaires, **avant le 26 avril 2002**, dûment datés et signés.

Nous vous prions de croire, Chère Madame, à l'expression de nos sincères salutations.

Hervé GOSSON  
Responsable de la Propriété Intellectuelle Groupe CEGETEL

P.J. : - «*Declaration for Utility Patent Application*»,  
- «*Assignment*»,  
- copie de la demande de brevet américaine No. 09/332,489 (texte avec revendications et dessins).

LA POSTE 

PA 4473 6546FR

Présenté le :

15/4/00

Distribué le :

AVIS DE RECEPTION  
DE VOTRE ENVOI  
RECOMMANDE

H. GOSSON - CEGETEL  
1 PLACE CARPEAUX  
TOUR SEQUOIA  
92915 LA DEFENSE

**EXHIBIT B**

**(Mr. JEAN-MARIE)**

Monsieur Olivier JEAN-MARIE  
4, Résidence Martin  
78490 BAZOCHES

Paris La Défense, le 10 avril 2002

**LETTRE RECOMMANDEE AVEC ACCUSE DE RECEPTION**

Nos réf. : 02-050-US4779OJM-HG  
Tél. : 01 71 07 61 59  
Fax : 01 71 07 71 05

**Objet :** Demande de brevet US n° 09/332,489 déposée le 14 juin 1999, revendiquant la priorité des demandes de brevet françaises n° 98 13471 déposée le 23/10/98 et n° 98 07666 déposée le 15/06/98  
«**Process for making remote payments for the purchase of goods and/or a service through a mobile radiotelephone and the corresponding sytem and mobile radiotelephone**».

Cher Monsieur,

Comme cela vous a déjà été indiqué dans différents courriers antérieurs, vous avez été désigné inventeur lors du dépôt de la demande américaine ci-dessus en objet.

Les procédures de délivrance de brevets aux USA exigent que certains documents soient lus datés et signés par les inventeurs. Dans ce but, vous trouverez en pièces jointes du présent courrier deux formulaires («*Declaration for Utility Patent Application*» et «*Assignment*») ainsi qu'une copie de la demande de brevet américaine telle que déposée.

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Nous vous prions de croire, Cher Monsieur, à l'expression de nos sincères salutations.



Hervé GOSSON

Répondable de la Propriété Intellectuelle Groupe CEGETEL

P.J. : - «*Declaration for Utility Patent Application*»,  
- «*Assignment*»,  
- copie de la demande de brevet américaine No. 09/332,489 (texte avec revendications et dessins).

LA POSTE 

RA 4473 6516 3FR

AVIS DE RÉCEPTION  
DE VOTRE ENVOI  
RECOMMANDÉ



Présenté le :

15/04/02

Distribué le :

17/04/02

Signature du destinataire



~~M. OLIVIER JEAN MARIE  
4 Résidence MARTIN  
78400 LAPOSTOLLE~~

RETOUR A :

H. GOSON - CEGETEL  
1 Place Carpeaux  
Tour SQUADIA  
92015 LA DEFENSE

**EXHIBIT B**

**(Mr. CAPITANT)**

**Monsieur Arnaud CAPITANT**  
1, Allée de la Brède  
45650 SAINT JEAN LE BLANC

Paris La Défense, le 10 avril 2002

**LETTRE RECOMMANDEE AVEC ACCUSE DE RECEPTION**

Nos réf. : 02-051-US4779AC-HG  
Tél. : 01 71 07 61 59  
Fax : 01 71 07 71 05

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